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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/825,992	04/05/2001	Nurhan Pinar Tutuncu	02280.002660.	3697

5514 7590 08/26/2010
FITZPATRICK CELLA HARPER & SCINTO
1290 Avenue of the Americas
NEW YORK, NY 10104-3800

EXAMINER

CHANNAVAJJALA, LAKSHMI SARADA

ART UNIT	PAPER NUMBER
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1611

MAIL DATE	DELIVERY MODE
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08/26/2010

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

August 25, 2010

FITZPATRICK CELLA HARPER & SCINTO
1290 AVENUE OF THE AMERICAS
NEW YORK, NY 10104-3800
US

Dear Sir/Madam,

Your refund request for 09825992 in the amount of \$820.00 has been denied .

The notice of appeal that was filed on January 3, 2003 was filed on the 6 month statutory period date. There was an RCE filed on March 11, 2003, 3 months after the notice of appeal which starts the prosecution all over again. The notice of appeal that was filed on August 17, 2007 was filed on the 6 month statutory period date. There was an RCE dated October 9, 2007, 2 months after the notice of appeal which starts the prosecution all over again. Both notice of appeals and fee was due at the 6 month statutory period to keep the application alive at those times to file the RCE.

Sincerely,

/Brenda Gray/
Brenda Gray
Technical Center 1600
571 272 0528